

HOUSE BILL 7

E1, C7
HB 750/10 – W&M

(PRE-FILED)

2lr0647

By: **Delegate Olszewski**

Requested: October 4, 2011

Introduced and read first time: January 11, 2012

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2012

CHAPTER _____

1 AN ACT concerning

2 **Criminal Law – Betting, Wagering, and Gambling – Fantasy Competition**

3 FOR the purpose of exempting certain fantasy competitions from gaming prohibitions;
4 defining a certain term; authorizing the Comptroller to adopt certain
5 regulations; and generally relating to fantasy competitions.

6 BY adding to

7 Article – Criminal Law

8 Section 12–114

9 Annotated Code of Maryland

10 (2002 Volume and 2011 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – Criminal Law**

14 **12–114.**

15 (A) ~~FOR THE PURPOSES OF~~ IN THIS SECTION, “FANTASY COMPETITION”
16 INCLUDES ANY ONLINE FANTASY OR SIMULATED GAME OR CONTEST SUCH AS
17 FANTASY SPORTS, ~~ONLINE OR OTHERWISE,~~ IN WHICH:

18 (1) PARTICIPANTS OWN, MANAGE, OR COACH IMAGINARY TEAMS;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **(2) ALL PRIZES AND AWARDS OFFERED TO WINNING**
2 **PARTICIPANTS ARE ESTABLISHED AND MADE KNOWN TO PARTICIPANTS IN**
3 **ADVANCE OF THE GAME OR CONTEST;**

4 **(3) THE WINNING OUTCOME OF THE GAME OR CONTEST**
5 **REFLECTS THE RELATIVE SKILL OF THE PARTICIPANTS AND IS DETERMINED BY**
6 **STATISTICS GENERATED BY ACTUAL INDIVIDUALS (PLAYERS OR TEAMS IN THE**
7 **CASE OF A PROFESSIONAL SPORT); AND**

8 **(4) NO WINNING OUTCOME IS BASED:**

9 **(I) SOLELY ON THE PERFORMANCE OF AN INDIVIDUAL**
10 **ATHLETE; OR**

11 **(II) ON THE SCORE, POINT SPREAD, OR ANY PERFORMANCES**
12 **OF ANY SINGLE REAL-WORLD TEAM OR ANY COMBINATION OF REAL-WORLD**
13 **TEAMS.**

14 **(B) NOTWITHSTANDING THE PROVISIONS OF THIS OR ANY OTHER**
15 **TITLE, THE PROHIBITIONS AGAINST BETTING, WAGERING, AND GAMBLING DO**
16 **NOT APPLY TO PARTICIPATION IN A FANTASY COMPETITION.**

17 **(C) THE COMPTROLLER MAY ADOPT REGULATIONS TO CARRY OUT THE**
18 **PROVISIONS OF THIS SECTION.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2012.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.